

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30930 of 2022

Arising Out of PS. Case No.-66 Year-2022 Thana- AGAMKUAN District- Patna

SAVITA DEVI WIFE OF ANIL KUMAR YADAV R/O- MOHALLA-
BHAGWAT NAGAR, PRIYADARSHI NAGAR, P.S.- AGAM KUAN,
DIST.- PATNA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shyamal Prakash
For the Opposite Party/s : Mr. Ganesh Prasad Singh

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

4 04-01-2023 The learned counsel for the petitioner is directed to
remove all the defects pointed out by the Stamp Reporter within
one month.

Heard the learned counsel for the petitioner and
learned APP for the State.

The petitioner apprehends her arrest for the
offences alleged under Sections 302, 379 and 34 of the Indian
Penal Code, registered in connection with Agam Kuan P.S. Case
No. 66 of 2022.

As per allegation, six named accused persons,
including the present petitioner, variously armed, attacked the
husband of the informant. At the order of co-accused Rajendra
Yadav, co-accused Anil Kumar Yadav assaulted the husband of



the informant with iron rod on his head. The informant was badly injured and fell down on the ground, whereupon all the accused persons assaulted him with brickbats, iron rod etc. The deceased breathed his last on way to the PMCH. There is also allegation against co-accused Sangita Kumari that she took Rs. 8000/- from the pocket of the husband of the informant.

The learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. There is allegation that at the order of co-accused Rajendra Yadav, co-accused Anil Kumar Yadav assaulted the deceased. As such, specific allegation to assault is on Anil Kumar Yadav and not on the petitioner. He has submitted further that there are four male accused persons and two ladies have been arrayed as accused. The female members have falsely been implicated with the male members. They are not supposed to inflict the assault on the person of the deceased.

Considering the above facts and circumstances, especially the fact that the petitioner is a lady, let her above-named, in the event of her arrest or surrender within four weeks from the date of communication of this order, be released on bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of



learned Additional Chief Judicial Magistrate, Patna City, Patna
in connection with Agam Kuan P.S.Case No. 66 of 2022, subject
to the conditions as laid down under Section 438(2) Cr. P.C.

Office shall ensure that all defects are removed by
the petitioner within the stipulated time as provided
hereinabove, failing which the matter shall be brought to the
notice of this Court.

(Nawneet Kumar Pandey, J)

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